

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of

THE TARIFF APPLICATION OF)
SOUTH CENTRAL BELL TELEPHONE)
COMPANY TO PROVIDE FOR THE)
SALE OF SELECTED TELEPHONE)
EQUIPMENT)

CASE NO. 8766

O R D E R

On March 22, 1983, South Central Bell Telephone Company ("South Central Bell"), by counsel, filed its Motion for Protective Order requesting that its responses to Request Items Nos. 3 and 4 in the Commission's Order entered March 14, 1983, be labeled "Confidential Commercial Information" and that the responses not be disclosed to any person until such time as a confidentiality agreement shall have been executed.

By letter dated March 23, 1983, the Commission requested that South Central Bell submit proof, by affidavit or otherwise, that the responses to Request Items Nos. 3 and 4 contain trade or business secrets, confidential commercial data or other similar information, the disclosure of which would cause substantial injury and unfairness to the utility.

On March 31, 1983, South Central Bell, by counsel, renewed its Motion for Protective Order insofar as its response to Request Item No. 3, and in support of the renewed Motion submitted the affidavit of Reginald E. Starks.

The Commission, having considered the Motion, affidavit, and being advised, HEREBY ORDERS that the Motion be and it hereby is sustained.

IT IS FURTHER ORDERED That documents filed in response to Request Item No. 3, when received, be labeled "Confidential Commercial Information," and shall not be disclosed to any person until such time as a confidentiality agreement shall have been executed. Access to said materials shall be for use in this proceeding only and for no other purpose. Any party to this proceeding who desires access to the information referred to shall file an appropriate motion with the Commission with notice to South Central Bell and shall execute a confidentiality agreement. If South Central Bell objects to the release of any information to a party who has made such a motion, it shall set forth specific reasons for its objections in a written response filed with the Commission within 5 days after receipt of the motion.

IT IS FURTHER ORDERED That confidential materials furnished pursuant to the Commission's Order shall be retained by the Commission under appropriate security until termination of this proceeding at which time the original and all copies shall be returned to South Central Bell or destroyed unless such materials shall be deemed by the Commission to be necessary for its continuing jurisdiction over South Central Bell. In such event, the documents may be retained by the Commission under appropriate security.

Done at Frankfort, Kentucky, this 6th day of April, 1983.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Secretary